



Sen. Kirk W. Dillard

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09600HB5290sam001

LRB096 14615 AJ0 39587 a

1 AMENDMENT TO HOUSE BILL 5290

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5290 on page 4, by  
3 replacing lines 8 through 25 with the following:

4 "Sec. 2-203.2. Service on an inmate. For the security of a  
5 correctional institution or facility or jail, a process server  
6 may be refused entry into that correctional institution or  
7 facility or jail. Each correctional institution or facility or  
8 jail shall designate a representative to accept service from a  
9 licensed or registered private detective or agency for purposes  
10 of effectuating service upon an inmate in the custody of the  
11 institution, facility, or jail. With respect to an inmate  
12 incarcerated in an Illinois Department of Corrections  
13 facility, the process server shall contact the chief  
14 administrative officer 2 days in advance to arrange and  
15 designate the time and date, during regularly scheduled  
16 business hours, that the facility representative will meet with  
17 and accept service from the process server. Service upon a

1 warden's or sheriff's representative shall constitute  
2 substitute service and a mailing to the inmate of the process  
3 shall be completed by the server in accordance with Section  
4 2-202. A warden's or sheriff's representative accepting  
5 substitute service shall forward the process to the inmate, but  
6 if for any reason the process is not forwarded to the inmate,  
7 the sheriff, sheriff's representative, warden, or warden's  
8 representative shall not be responsible for any civil fine or  
9 penalty, or have other liability. If for any reason an inmate  
10 is not in the correctional institution or facility or jail at  
11 the time of the service of process, a warden's or sheriff's  
12 representative may refuse to accept service for the inmate. If  
13 it is determined after the process has been left with the  
14 designated representative, that the inmate is not present at  
15 that institution or facility or jail, the designated  
16 representative shall promptly return it to the licensed or  
17 registered private detective or agency, indicating that the  
18 substitute service could not be effectuated. The process server  
19 shall promptly notify the court of the unsuccessful service.";  
20 and

21 on page 5, by deleting line 1.